



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 13100

PERMIT 7769

LICENSE 6130

THIS IS TO CERTIFY, That

Robert Paul Barton and Alice Lee Barton
Route 2, Box 536
Escalon, California

Notice of Assignment (Over)

ba ve made proof as of April 28, 1960,
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
Stanislaus River in San Joaquin County

tributary to San Joaquin River

for the purpose of irrigation use
under Permit 7769 of the State Water Rights Board and that said right to the use of said water has been
perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the
terms of the said permit; that the priority of the right herein confirmed dates from May 17, 1949,
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited
to the amount actually beneficially used for said purposes and shall not exceed four tenths (0.4) cubic foot
per second to be diverted from about March 1 to about October 1 of each year.

The equivalent of such continuous flow allowance for any thirty day period may be
diverted in a shorter time if there be no interference with other vested rights.

The point of diversion of such water is located :

North eight hundred fifty-eight (858) feet and east four hundred thirty-six (436)
feet from NW corner of projected Section 19, T2S, R10E, MDB&M, being within SW $\frac{1}{4}$ of
SW $\frac{1}{4}$ of projected Section 18, T2S, R10E, MDB&M.

A description of the lands or the place where such water is put to beneficial use is as follows:

28.90 acres within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 13, T2S, R9E, MDB&M.
12.50 acres within NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of projected Section 24, T2S, R9E, MDB&M.
23.42 acres within SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of projected Section 18, T2S, R10E, MDB&M.
0.20 acre within SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of projected Section 18, T2S, R10E, MDB&M.
39.84 acres within NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 19, T2S, R10E, MDB&M.
0.67 acre within NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 19, T2S, R10E, MDB&M.
9.47 acres within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 19, T2S, R10E, MDB&M.
115.00 acres total

All rights and privileges under this license including method of diversion, method of use and quantity of water
diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the
interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of
diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time
to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein
specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated:

DEC 27 1960



L. K. Hill
L. K. Hill
Executive Officer

2-1-62 Name of Robert Paul Barton
changed to Estate of Robert Paul Barton
5-10-67 Records changed to show
Gerald Lee Barton, Hugh
Ferry Barton, & Est. of Robert
Paul Barton

12/22/95 assigned to Gary M. Barton, Gerald L. Barton,
Myrtle Jane Barton, Donald L. Barton, Brent
R. Barton & Cynthia A. Barton - 6130

LICENSE 6130

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO R. P. and A. L. Barton

DATED DEC 27 1960

ORDER

APPLICATION 13100PERMIT 7769LICENSE 6130ORDER ALLOWING CHANGE IN POINT OF DIVERSION

WHEREAS license was issued to Robert Paul Barton and Alice Lee Barton and was recorded with the County Recorder of San Joaquin County on December 28, 1960, at Page 501, Volume 2367 of the official records, and

WHEREAS license was subsequently assigned to Estate of Robert Paul Barton and Alice Lee Barton, and

WHEREAS licensees have established to the satisfaction of the State Water Rights Board that the change in point of diversion under Application 13100, Permit 7769, License 6130, for which petition was submitted on February 7, 1962, will not operate to the injury of any legal user of water and the Board so finds;

NOW THEREFORE IT IS ORDERED that permission be and the same is hereby granted to change the point of diversion under said Application 13100, Permit 7769, License 6130, to points of diversion described as follows, to wit:

- (1) NORTH EIGHT HUNDRED FIFTY-EIGHT (858) FEET AND EAST FOUR HUNDRED THIRTY-SIX (436) FEET FROM NW CORNER OF PROJECTED SECTION 19, T2S, R10E, MDB&M, BEING WITHIN SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF PROJECTED SECTION 18, T2S, R10E, MDB&M.
- (2) SOUTH SIX HUNDRED (600) FEET AND EAST ONE THOUSAND FOUR HUNDRED (1400) FEET FROM NW CORNER OF PROJECTED SECTION 19, T2S, R10E, MDB&M, BEING WITHIN NW $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SAID SECTION 19.

WITNESS my hand and the seal of the State Water Rights Board of the State of California this 16th day of April, 1962



L. K. Hill
L. K. Hill
Executive Officer